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5 UNITED STATES DISTRICT COURT  
6 EASTERN DISTRICT OF WASHINGTON

7 KIER KEAND'E GARDNER,  
8 Plaintiff,

9 v.

10 SANDI L. JACOBSON,  
11 CHRISTOPHER C. BOWMAN,  
12 GABRIEL L. LOGAN, CASEY  
13 WILSON, HEIDI L. GRIFFITH and D.  
OYEN,  
Defendants.

NO: 4:19-CV-5223-TOR

ORDER DISMISSING COMPLAINT  
WITHOUT PREJUDICE AND  
DIRECTING THAT COLLECTION  
OF THE FILING FEE CEASE

14 BEFORE THE COURT is Plaintiff Kier Keand'e Gardner's Motion to  
15 Voluntarily Dismiss Complaint pursuant to Fed. R. Civ. P. 41(a), ECF No. 14.  
16 Defendants have not been served in this action. Accordingly, **IT IS ORDERED**  
17 Plaintiff's Motion is **GRANTED** and the Complaint is **DISMISSED WITHOUT**  
18 **PREJUDICE.**

19 Plaintiff also requests that collection of the remaining balance of the filing fee  
20 be waived. For good cause shown, **IT IS ORDERED** that Plaintiff's request to

ORDER DISMISSING COMPLAINT WITHOUT PREJUDICE AND  
DIRECTING THAT COLLECTION OF THE FILING FEE CEASE -- 1

1 waive collection of the filing fee, ECF No. 15, is **GRANTED** and the institution  
2 having custody of Mr. Gardner shall cease collection of the filing fee in this action,  
3 cause number **4:19-CV-5223-TOR** .

4 **IT IS SO ORDERED.** The Clerk of Court is directed to enter this Order,  
5 enter judgment of dismissal without prejudice, provide a copy to Plaintiff and **close**  
6 the file. The Clerk of Court is further directed to provide a copy of this Order to the  
7 **Department of Corrections, Attn: LFO/COS UNIT.** The Clerk of Court also  
8 **shall** provide a copy of this Order to the Financial Administrator for the United  
9 States District Court, Eastern District of Washington.

10 **DATED** January 3, 2020.



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A handwritten signature in blue ink that reads "Thomas O. Rice".

THOMAS O. RICE  
Chief United States District Judge